

DAVID PETER ALAN, ESQ.
81 Second St.
South Orange, N.J. 07079

RECEIVED
FEB 03 2005
USPTO MAIL CENTER

U.S. Patent & Trademark Office
Box 1450
Alexandria, Va. 22313
Attn: Jill Warden

1700

UNITED STATES POSTAL SERVICE

9261

22313


U.S. POSTAGE
PAID
SOUTH ORANGE, NJ
07079
JAN 31 05
AMDUNIT


\$0.83

00039660-07

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/032,426	
	Filing Date	December 31, 2001	
	First Named Inventor	Michael Dutka	
	Art Unit	1746	
	Examiner Name	Frankie L. Stinson	
Total Number of Pages in This Submission	15	Attorney Docket Number	

ENCLOSURES (Check all that apply)					
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):	<table border="1"> <tr> <th style="text-align: left;">Remarks</th> </tr> <tr> <td>This is responsive to communication dated January 28, 2005 from Legal Instruments Examiner Jill Warden. We hope this response is in proper form to send application to Examiner Stinson. Please expedite Office Action.</td> </tr> </table>	Remarks	This is responsive to communication dated January 28, 2005 from Legal Instruments Examiner Jill Warden. We hope this response is in proper form to send application to Examiner Stinson. Please expedite Office Action.
Remarks					
This is responsive to communication dated January 28, 2005 from Legal Instruments Examiner Jill Warden. We hope this response is in proper form to send application to Examiner Stinson. Please expedite Office Action.					
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT					
Firm Name	DAVID PETER ALAN, ESQ.				
Signature					
Printed name	DAVID PETER ALAN, ESQ.				
Date	January 31, 2005	Reg. No.	30,905		

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	DAVID PETER ALAN, ESQ.	Date	January 31, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Re: DUTKA; App. No. 10/032,426, filed 12-31-01.

ELECTION OF SPECIES:

Applicant selects the species of Fig. 1 as the invention to be examined. This species is generic, and includes all claims except Claims 7, 8, 19, 33 and 34. The remaining thirty claims read on the species of Fig. 1 and should be examined. The five claims that are not drawn to the elected species are all in dependent form. We request that, if the generic claim is allowed, the claims excluded here be re-examined, in light of the allowance of the generic claim.

INVENTORSHIP:

All of the inventors listed in the original application contributed to the elected species. Therefore, no change in inventorship is warranted.